(S)

(S&Q) (102)

HIGH COURT OF CHHATTISGARH: BILASPUR

Writ Petition No. 1148 of 2005

Petitioner

Dr. S.K. Shrivastava, S/o. Jagdish Prasad Shrivastava, aged about 31 years, Ayurvedacharya (B.A.M.S.) in Ayurvedic Medicine and Surgery, R/o. in front of Ravishanker Stadium, Main Road, Kotta Ward, District: Raipur 492010.

Versus

Respondents

1) The State of Madhya Pradesh through the Secretary to the Govt. of Madhya Pradesh, in the Department of Health and Family Welfare, Vallabh Bhawan, Bhopal, MP.

2) The M.P. Public Service Commission through the Secretary of the Commission, Residency Area, Indore, MP.

3) The Director, Indian System of Medicines and Homeopathy, Bhopal, MP.

SB: Hon'ble Shri Justice Satish K. Agnihotri

PRESENT:

Shri Praveen Das, counsel for the petitioner.
Shri V.V.S. Murty, Dy. Advocate General for the State.

ORAL ORDER
(Passed on 18th April 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the facts and question of law involved in the present writ petition are the same to that of in Writ Petition (S) No. 2 of 2006 (Smt. Yamini Sharma Vs. State of Madhya Pradesh and others) which was allowed vide order dated 13-7-2006 as one vacancy is available. However, this may not be treated as precedent for other cases.

2. In view of the above stated submissions made by learned counsel for the parties, the writ petition is allowed in terms of the order dated 13-7-2007 passed by this Court in W.P.(S)No.2 of 2006 (Smt. Yamini Sharma Vs. State of Madhya Pradesh and others). No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Raju